

2641
Henry Brendzel

TRANSMITTAL FORM

to be used for all correspondence after initial filing)

Complete if Known

Application Number	10/090,065
Filing Date	3/2/2002
First Named Inventor	Mark Charles Beutnagel
Examiner Name	
Group/Art Unit	2641
Attorney Docket ID	Beutnagel 2001-0206

Total number of pages in this Submission: this page, plus

5

RECEIVED

AUG 14 2002

Technology Center 2600

ENCLOSURES (check all that apply)

☐ Fee Form (☐ Check included)☒ Fee Form not included, but should a fee be due, the Commissioner is Authorized to charge Deposit Account No 500732 of Henry T. Brendzel☐ Amendment/Response☐ After Final☐ Affidavit(s)/Declaration(s)☐ Extension of Time Request☐ Information Disclosure Statement☐ Certified Copy of Priority document(s)☒ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
under 37 CFR 1.2 or 1.53☒ Declaration☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition Routing Slip (TO/SB/69)
and Accompanying Petition☐ To Convert a Provisional Application☐ Power of Attorney, Revocation or
Change of Correspondence Address☐ Express Abandonment☐ Terminal Disclaimer☐ To Convert to Statutory Invention
Registration☐ Postcard(s)☐ Small Entity Statement☐ Request for a Refund☐ After Allowance Communication
to group☐ Appeal Communication to Board of
Appeals and Interferences☐ Appeal Communications to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Other

RECEIVED

AUG 15 2002

OFFICE OF PETITIONS

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name

Henry T. Brendzel

Signature

Date

8/6/02

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelop addressed to the Assistant Commissioner for Patents, PO Box 3327, Arlington, VA 22202 on this date:

8/6/02

Henry Brendzel

Name of Person Signing

Signature

8/6/02

Date

CERTIFICATE OF FACSIMILE

I hereby certify that this correspondence is being electronically transmitted by facsimile to the United States Patent Office:

Name of Person Signing

Signature

Date

IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE

Patent Application

Inventor(s)	Mark Charles Beutnagel David A. Kapilow Ioannis G. Stylianou Ann K. Syrdal	Case Name	Beutnagel 2001-0206
Filing Date	3/2/2002	Serial No.	10/090,065
Examiner		Group Art Unit	2641
Title	Employing Speech Models In Concatenative Speech Synthesis		

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231
SIR:

RECEIVED

AUG 14 2002

Technology Center 2600

SUPPLEMENTAL FILING

On May 21, 2002 a Petition/Declaration in the above-identified case was filed, pursuant to 37 CFR 1.47, with the undersigned declaring all steps that were taken to obtain a signed Declaration from inventor Ioannis G. Stylianou. The 37 CFR 1.47 Declaration included a copy of the Declaration signed by the other inventors.

A decision refusing status was mailed on July 29, 2002. The Petitions attorney asserted that (1) the petition fails to give proof that the non-signing inventor cannot be reached or refuses to sign, (2) the submitted Declaration is not acceptable because it is not in compliance with 35 USC 115 and 116, and (3) a statement of the last known address of the non-signing inventor was not provided.

In the mean time, a signed Declaration of inventor Stylianou was received (from a heretofore non-known army base of the Greek army), so points (1) and (3) are moot. As for point (2), it was not clear what the Examiner found deficient in the submitted Declaration, and whether it was deficient as a Declaration by the signing inventors on their own behalf, or on behalf of the non-signing inventor. The undersigned spoke with the Petitions Attorney who signed the refusal (A. M. Brown) and, though the Examiner was courteous, there was a difficulty in communicating what, if anything, was wrong

RECEIVED

AUG 15 2002

OFFICE OF PETITIONS

with the Declaration. Probably it was because Ms. Brown did not have the case before her.

In essence, the Ms. Brown stated that the Declaration need not have the addresses of all of the inventors, but that it must **name** all of the inventors, and must indicate the **citizenship** of all of the inventors. It is respectfully submitted that the Declaration offered by inventors Beutnagel, Kapilow, and Syrdal includes their respective names, addresses, and citizenships, and also includes the name of the non-signing inventor Stylianou, and that inventor's citizenship. It is respectfully submitted, therefore, that this Declaration is in compliance with 35 USC 115 and 116, at least in connection with the Declaration of the Beutnagel, Kapilow and Syrdal inventors on their own behalf. A copy of this Declaration is enclosed herewith.

As to whether this Declaration is sufficient for purposes of including the non-signing inventor by way of 37 CFR 1.47, the issue is moot because the Declaration of the non-signing inventor included herewith.

Dated: 8/6/02

Respectfully,
Mark Charles Beutnagel
David A. Kapilow
Ioannis G. Stylianou
Ann K. Syrdal

By 

Henry T. Brendzel
Reg. No. 26,844
Phone (973) 467-2025
Fax (973) 467-6589
email brendzel@comcast.net